



U.S. Department of Justice

United States Attorney  
Southern District of New York

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The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 9, 2021

**BY ECF AND EMAIL**

Honorable Lorna G. Schofield  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, New York 10007

**Re: *United States v. John D. McAfee and Jimmy G. Watson Jr.*, 21 Cr. 138 (LGS)**

Dear Judge Schofield:


In this criminal commodities fraud, securities fraud, wire fraud, and money laundering conspiracy prosecution, the Office of the United States Attorney for the Southern District of New York (this "Office") respectfully submits this letter, with the consent of defendant Jimmy Gale Watson Jr. through his counsel,<sup>1</sup> to jointly request on behalf of this Office and Watson that the Court grant an extension by approximately 90 days of the deadlines set forth in the Court's March 24, 2021 scheduling order ([Dkt. 17](#)), as follows:

**Rule 16 Discovery:** With respect to materials discoverable under [Federal Rule of Criminal Procedure 16\(a\)](#) that are currently in this Office's possession, custody or control, this Office will produce such materials to defendant Watson's counsel by September 16, 2021.<sup>2</sup> Watson and his counsel will produce to this Office by October 15, 2021 any materials discoverable under Rule 16(b) that are in currently in their possession, custody or control. To the extent that any of the parties later discovers additional materials that are discoverable under Rule 16, that party will promptly produce the additional materials to the other parties in this case.

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<sup>1</sup> Watson's co-defendant, John David McAfee, has been detained in Spain since October 2020 on separate criminal tax charges filed by the United States Department of Justice's Tax Division. This Office is in the process of requesting that McAfee be extradited from Spain for criminal prosecution in this case in the Southern District of New York. Through Nishay K. Sanan, Esq., who recently filed a notice of appearance on behalf of McAfee in this case, McAfee has indicated that he has no objection to the instant application by this Office and Watson for a 90-day extension of the deadlines in the March 24, 2021 scheduling order.

<sup>2</sup> With respect to materials required to be disclosed pursuant to *Brady v. Maryland*, [373 U.S. 83](#) (1963) and its progeny ("*Brady* materials") other than purely impeachment materials governed by *Giglio v. United States*, [405 U.S. 150](#) (1972) and its progeny ("*Giglio* materials"), this Office plans to include any *Brady* materials known to (and in the possession, custody or control of) this Office in the Rule 16 discovery materials that this Office will produce to Watson by September 16, 2021.

  
LORNA G. SCHOFIELD  
UNITED STATES DISTRICT JUDGE